



#23 Ext. (3) / RCE 3
Sewn 10-11-2002
RCE / 2633
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PATENT
ATTORNEY DOCKET NO. 048462-5004-01

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Nicholas J. DORAN, *et al.*

Application No.: 09/083,966

Filed: May 26, 1998

For: DISPERSION MANAGEMENT
SYSTEM FOR SOLITON OPTICAL
TRANSMISSION SYSTEM

Commissioner of Patents
Washington, D.C. 20231

RECEIVED

BOX RCE

OCT 12 2002

Group Art Unit: 2633 Technology Center 2600

Examiner: K. Negash

Sir:

REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

1. Submission required under 37 C.F.R. § 1.114

Previously submitted:

Please consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on June 27, 2002. (Any unentered amendment(s) referred to above will be entered).

Please consider the arguments in the Appeal Brief or Reply Brief previously filed on _____.

Other _____.

Enclosed:

Amendment/Reply

Affidavit(s)/Declaration(s)

Information Disclosure Statement with Form 1449 and 126 cited references

Other _____.

09/30/2002 MBERHE 00000141 500310 09083966

01 FC:179 740.00 CH
02 FC:117 920.00 CH
WA/1856094.1

2. Miscellaneous

Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)
 Other _____

3. Fees Calculation

(a) RCE Fee required under 37 C.F.R. § 1.17(e)

\$740.00
 \$370.00 (for small entity)

(b) Extension of Time

Applicants believe that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.
 Applicants petition for an extension of time, the fees for which are set out in 37 C.F.R. § 1.17(a), for the total number of months checked below:

Total Months <u>Requested</u>	Fee for <u>Extension</u>	[Fee for <u>Small Entity</u>]
<input type="checkbox"/> one month	\$ 110.00	\$ 55.00
<input type="checkbox"/> two months	\$ 400.00	\$200.00
<input checked="" type="checkbox"/> three months	\$ 920.00	\$460.00
<input type="checkbox"/> four months	\$1,440.00	\$720.00

Extension of time fee due with this request: \$ 920.00.

If an additional extension of time is required, please consider this a Petition therefore.

An extension for _____ months has already been secured and the fee paid therefore of \$_____ is deducted from the total fee due for the total months of extension now requested.

(c) Other _____.

The total fee for this submission: \$1660.00

4. Fee Payment

Check in the amount of \$ _____ filing fee is enclosed.
 The Director is hereby authorized to charge **\$ 1660.00** (representing the RCE filing fee of \$740.00 and the three month Extension of Time fee of \$ 920.00) to our Deposit Account No. 50-0310.

5. Additional papers enclosed:

Preliminary Amendment
 Appointment of Associate Power of Attorney
 Declaration of Biological Deposit
 Submission of "Sequence Listing", computer readable copy and/or amendment pertaining thereto for biotechnology invention containing nucleotide and/or amino acid sequence.

Respectfully submitted,
MORGAN, LEWIS & BOCKIUS LLP

Dated: September 27, 2002

By: _____


John D. Zele
Reg. No. 39,887

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